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PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/815,543				
		Filing Date	March 31, 2004				
		First Named Inventor	YEATES, TODD O.				
		Group Art Unit	1653				
		Examiner Name	Unassigned				
Total Number of Pages in This Submission		18	Attorney Docket Number	UCAL-135CIP			
ENCLOSURES (check all that apply)							
<table border="0"><tr><td><input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53</td><td><input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)</td><td><input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input checked="" type="checkbox"/> Petition to The Commissioner Under 37 C.F.R. § 1.181 (2 pgs.) <input checked="" type="checkbox"/> Copy of Response to Missing Parts filed August 16, 2005 (12 pgs.) <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Copy of Express Mail Cert (1 pg.) - Copy of Tracking Info (1 pg.) - Copy of Express Mail Label date stamped 8/16/04 - Copy of Notice of Abandonment (2 pgs.) - Postcard</td></tr></table>					<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input checked="" type="checkbox"/> Petition to The Commissioner Under 37 C.F.R. § 1.181 (2 pgs.) <input checked="" type="checkbox"/> Copy of Response to Missing Parts filed August 16, 2005 (12 pgs.) <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Copy of Express Mail Cert (1 pg.) - Copy of Tracking Info (1 pg.) - Copy of Express Mail Label date stamped 8/16/04 - Copy of Notice of Abandonment (2 pgs.) - Postcard
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Remarks							
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT							
Signing Attorney/Agent (Reg. No.)	EDWARD J. BABA, 52,581 BOZICEVIC, FIELD & FRANCIS, LLP						
Signature							
Date	April 5, 2005						

EXPRESS MAIL LABEL NO. EV 577672341 US

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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4-7-05

BAL zlw

Atty Dkt. No.: UCAL135CIP
USSN: 10/815,543

EXPRESS MAIL NO. EV577672341US

PETITION TO THE COMMISSIONER UNDER 37 C.F.R. § 1.181 Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Attorney Docket	UCAL-135CIP
	First Named Inventor	Todd O. Yeates
	Application Number	10/815,543
	Filing Date	March 31, 2004
	Group Art Unit	1653
	Examiner Name	Unassigned
	Title: "SELF ASSEMBLING PROTEINS FOR PRODUCING EXTENDED MATERIALS"	

Sir:

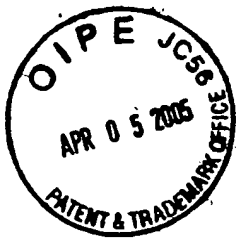
This petition is submitted to the Commissioner of Patents and Trademarks under 37 C.F.R. § 1.181(a). This Petition is being filed in response to the Notice of Abandonment dated March 15, 2005. A two-month period for filing a petition to withdraw a holding of abandonment was given, making this Petition due on or before May 15, 2005. Accordingly, this Petition is timely filed.

Applicant hereby petitions for withdrawal of the holding of abandonment in the present application.

The Patent Office incorrectly indicated that the application was abandoned for failure to timely file a reply to a Notice to File Missing Parts mailed on June 14, 2004. This is in error.

A Notice to File Missing Parts for the above-captioned case was mailed on June 14, 2004, making the reply due on or before August 14, 2004. The response to the Notice to File Missing Parts was timely filed with a one-month extension of time on August 16, 2004. As provided for under 37 C.F.R. § 1.10(e), the following are provided herewith:

- 1) a copy of the response to the Notice to File Missing Parts as filed on August 16, 2004, showing Express Mail No. EV46 2737 729 US, including a copy of the itemized postcard receipt;




Atty Dkt. No.: UCAL135CIP
USSN: 10/815,543

- 2) a copy of the Express Mail Certification, certifying that the response to the Notice to File Missing Parts was deposited with the United States Postal Service (USPS) on August 16, 2004;
- 3) a copy of the tracking information, which provides evidence that the items, including the response to the Notice to File Missing Parts filed in connection with this patent application, which were delivered under Express Mail No. EV46 2737 729 US, were accepted by the USPS on August 16, 2004, and were delivered to the U.S. Patent and Trademark Office on August 18, 2004; and
- 4) a copy of the stamped Express Mail receipt.

While no fee is believed due, the Commissioner is hereby authorized to charge any fees which may be required by this paper, or to credit any overpayment, to Deposit Account No. 50-0815.

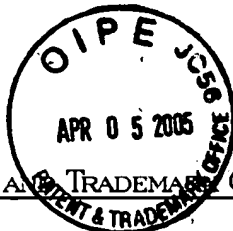
Respectfully submitted,

Date: April 5, 2005

By: 
Edward J. Baba
Registration No. 52,581

BOZICEVIC, FIELD & FRANCIS LLP
1900 University Avenue, Suite 200
East Palo Alto, CA 94303
Telephone: (650) 327-3400
Facsimile: (650) 327-3231

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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/815,543	03/31/2004	Todd O. Yeates	UCAL-135CIP

CONFIRMATION NO. 7172

ABANDONMENT/TERMINATION
LETTER

OC000000015462972

24353
 BOZICEVIC, FIELD & FRANCIS LLP
 1900 UNIVERSITY AVENUE
 SUITE 200
 EAST PALO ALTO, CA 94303

RECEIVED

MAR 21 2005

Bozicevic, Field, & Francis

Date Mailed: 03/15/2005

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 06/14/2004.

- No reply was received.

If a complete reply to the notice was previously filed by applicant within the time period set forth in the notice, applicant may request for reconsideration of the holding of abandonment within 2 months from the mailing of this notice of abandonment by filing a petition to withdraw the holding of abandonment under 37 CFR 1.181(a). No petition fee is required. The petition must be accompanied by a true copy of the originally filed reply and the item (s) identified in one of the following:

1. A properly itemized date-stamped postcard receipt (see MPEP § 503);
2. If the originally filed reply included a certificate of mailing or transmission in compliance with 37 CFR 1.8(a), a copy of the certificate of mailing or transmission and a statement in compliance with 37 CFR 1.8(b) (see MPEP §§ 512); or
3. If the reply was filed via Express Mail, a submission satisfying the requirements of 37 CFR 1.10(e) including, for example, a copy of the Express Mail mailing label showing the "date-in" (see MPEP § 513).

Any petition to withdraw the holding of abandonment should be directed to OIPE.

If applicant did not previously file a complete reply within the time period set forth in the notice, applicant may file a petition to revive the application under 37 CFR 1.137.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(i); and (4) a terminal disclaimer if required by 37 CFR 1.137(d). See MPEP § 711.03(c) and Form PTO/SB/61.

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-

identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d). See MPEP § 711.03(c) and Form PTO/SB/64.

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

A copy of this notice MUST be returned with the reply.

2134
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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COPY

Express Mail No. EV462737729US
Atty: BEF/djm

File No. UCAL-135CIP Date Mailed: August 16, 2004
Application No.: 10/815,543 Date Filed: *March 31, 2004*
Inventor(s): Yeates et al.
Title: SELF ASSEMBLING PROTEINS FOR PRODUCING EXTENDED MATERIALS

Enclosures:

- Transmittal Form (1 pg)
- Fee Transmittal (in dup.) (2 pgs)
- Copy of Notice to File Missing Parts (2 pgs)
- Supplemental Application Information (2 pgs)
- Executed Declaration (4 pgs)

Acknowledge Receipt of enclosur
By imprinting PTO Date Stamp



COPY

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PTO/SB/21 (05-03)

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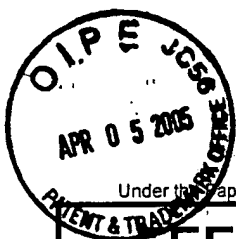
TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/815,543	
		Filing Date	March 31, 2004	
		First Named Inventor	YEATES, TODD O.	
		Group Art Unit	1653	
		Examiner Name	Unassigned	
Total Number of Pages in This Submission		11	Attorney Docket Number	UCAL-135CIP
ENCLOSURES (check all that apply)				
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)		<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Executed Declaration; Supplemental Application Information; Postcard
Remarks				
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT				
Signing Attorney/Agent (Reg. No.)	PAULA A. BORDEN, 42,344 BOZICEVIC, FIELD & FRANCIS LLP			
Signature				
Date	August 16, 2004			

DOCKETED

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PTO/SB/17 (10-03)
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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Complete if Known

Application Number	10/815,543
Filing Date	March 31, 2004
First Named Inventor	YEATES, TODD O.
Examiner Name	Unassigned
Art Unit	1653
Attorney Docket No.	UCAL-135CIP

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)**504.00**

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number	50-0815
Deposit Account Name	Bozicevic, Field & Francis LLP

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge Any Additional Fee(s) Required under 37 C.F.R. 1.17.

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	385.00
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					385.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	26	-20** = 6 x 9.00	= 54.00
Indep. Claims	3	-3** = 0 x	=
Multiple Dependent			=

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)				\$ 54.00

**or number previously paid, if greater; For Reissues, see above.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee Paid
1051	130	2051 65 Surcharge - late filing fee or oath	65.00
1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet	
1053	130	1053 130 Non-English specification	
1812	2,520	1812 2,520 For filing a request for ex parte reexamination	
1804	920*	1804 920* Requesting publication of SIR prior to Examination action	
1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action	
1251	110	2251 55 Extension for reply within first month	
1252	420	2252 210 Extension for reply within second month	
1253	950	2253 475 Extension for reply within third month	
1254	1,480	2254 740 Extension for reply within fourth month	
1255	2,010	2255 1,005 Extension for reply within fifth month	
1401	330	2401 165 Notice of Appeal	
1402	330	2402 165 Filing a brief in support of an appeal	
1403	290	2403 145 Request for oral hearing	
1451	1,510	1451 1,510 Petition to institute a public use proceeding	
1452	110	2452 55 Petition to revive - unavoidable	
1453	1,330	2453 665 Petition to revive - unintentional	
1501	1,330	2501 665 Utility issue fee (or reissue)	
1502	480	2502 240 Design issue fee	
1503	640	2503 320 Plant issue fee	
1406	130	1460 130 Petitions to the Commissioner	
1807	50	1807 50 Processing fee under 37 CFR 1.17(q)	
1806	180	1806 180 Submission of Information Disclosure Stmt	
8021	40	8021 40 Recording each patent assignment per property (times number of properties)	
1809	770	2809 385 Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810 385 For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801 385 Request for Continued Examination (RCE)	
1802	900	1802 900 Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

65.00

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Paula A. Borden	Registration No. (Attorney/Agent)	42,344	Telephone	(650) 833-7770
Signature		Date	08/16/2004		

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Provide credit card information and authorization on PTO-2038.

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DATE: August 16, 2004



EV462737729US

THE EXPRESS MAIL NUMBER OF THE DAY IS: EV462737729US

The person taking the Express Mail to the Post Office is: Stuart McLeish

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Date of Deposit: 08/16/2004 I hereby certify that the below-listed papers or fees were inserted into a package addressed to: Commissioner for Patents, PO BOX 1450, Alexandria, Virginia 22313-1450 and was deposited by me with the United States Postal Service "Express Mail Post Office Addressee" service under 37 C.F.R. § 1.10 on the date indicated above.

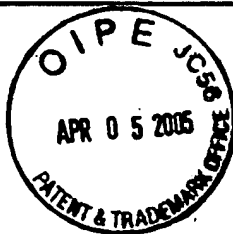
Signature

Stuart McLeish

Date

8/16/04

Atty. Docket No.	Serial Number	Description	Atty.	Fee
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	
UCAL-135CIP	10/815,543	Transmittal, Fee Sheet <i>in duplicate</i> , Copy of Notice to File Missing Parts, Supplemental ADS, Executed Declaration <i>in counterparts</i>	BEF	\$504



Date: 04/05/2005

MARTHA CISNEROS:

The following is in response to your 04/05/2005 request for delivery information on your Express Mail item number EV46 2737 729U S. The delivery record shows that this item was delivered on 08/18/2004 at 11:13 AM in ALEXANDRIA, VA 22313 to M BOSTON. The scanned image of the recipient information is provided below.

Signature of Recipient:

Mary Boston
P & T OFFICE

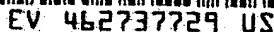
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